IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD

FRIDAY THE TWENTY THIRD DAY OF JULY TWO THOUSAND AND FOUR

: PRESENT :

THE HON'BLE MR.JUSTICE: **T.CH.SURYA RAO**

CRIMINAL PETITION No.3160 of 2004

Between:

Mala Shankaraiah.

Petitioner

(Accused in Cr.No.55/2004 of P.S.Nawabpet, R.R.District)

AND

State of A.P., rep. by P.P., High Court of A.P., through P.S. Nawabpet.

Respondent/Complainant

Petition under Section 438 of Crl.P.C. praying that in the circumstances stated therewith, the High Court will be pleased to grant anticipatory bail to the Petitioner/Accused in Crime No. 55/04 on the file of P.S. Nawabpet, R.R.District.

The Petition coming on for hearing upon perusing the petition and Grounds filed herein, and upon hearing the arguments of Mr. L.Harish, Advocate for the Petitioner and of the Public Prosecutor on behalf of the Respondent.

The Court made the following **ORDER:**

" Petitioner seeks anticipatory bail in connection with the offences registered against him under Sections 493 and 420 of the Indian Penal Code.

It is alleged that the defacto-complainant, who is the wife of another person, was made to believe that the petitioner would marry her and established connection with her promising to marry her, after divorce is obtained from her husband and that she is now considered to be four months pregnant.

The learned counsel for the petitioner contends that this is a false version. Having regard to the allegation which is repulsive, the request of the petitioner in anticipatory bail may be considered.

In the result, the petition is allowed and the petitioner shall be enlarged on bail, in the event of his arrest on his executing a bond for Rs. 5,000/- (Rupees five thousand only) with two sureties of the likesum each to the satisfaction of the Station House Officer, Nawabpet Police Station. On such release, the petitioner shall co-operate with the Investigating Officer and the investigation and shall appear before him as and when required for the purpose of investigation."

ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

1. The II Additional District & Sessions Judge at L.B.Nagar, R.R.District.
2. The SHO, Nawabpet Police Station, R.R.District.
3. Two CCs to the Public Prosecutor, High Court of A.P.Hyd(OUT)
4. One CC to Mr. L.Harish, Advocate (OPUC)
5. One spare copy.

SAH

Drafted by: KK
Drafted on: 21-11-2003

HIGH COURT

CYSJ

DT. 21-11-2003

NOTE: POST ON 28-11-2003

ORDER

STAY OF ARREST TILL 28-11-2003.